

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESAL PRICE LITIGATION

MDL NO. 1456

CIVIL ACTION: 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:

State of Arizona v. Abbott Labs., Inc., et al.,
Cause No. 1:06-CV-11069-PBS

**[PROPOSED] ORDER GRANTING MOTION FOR DISMISSAL OF
THE SCHERING-PLOUGH GROUP WITH PREJUDICE**

The Motion for Dismissal of the Schering-Plough Group with Prejudice is hereby
GRANTED.

Defendants the Schering-Plough Group is hereby dismissed from the above-referenced
action.

The parties shall each bear their own costs.

This dismissal has no effect on the State of Arizona's claims or allegations against any
parties other than the Schering-Plough Group.

SO ORDERED this ____ day of _____, 2010.

HON. PATTI B. SARIS, USDJ

CERTIFICATE OF SERVICE

I, Steve W. Berman, hereby certify that a true and correct copy of the above document was served on the attorney of record for each party via the Court's electronic filing system this 21st day of October, 2010.

By /s/ Steve W. Berman
Steve W. Berman
HAGENS BERMAN SOBOL SHAPIRO LLP
1918 Eighth Avenue, Suite 3300
Seattle, WA 98101
(206) 623-7292